

SWAIN 15.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

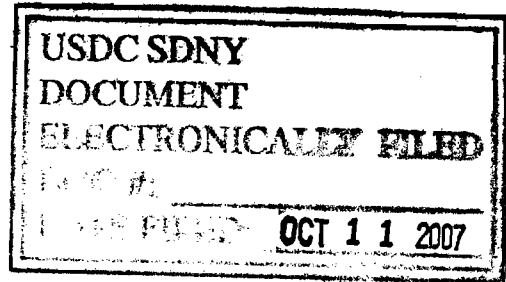
FREEPORT MARINE SA,

Plaintiff,

- against -

VERTICAL UK LLP,

Defendant.




**NOTICE OF VOLUNTARY DISMISSAL**

Please take notice, there having been no appearance from the Defendant that the above-captioned matter be and hereby is voluntarily dismissed without prejudice and without costs to any party pursuant to Federal Rule of Civil Procedure 41(a).

The attachment is hereby vacated and all garnishee banks, including but not limited to, Bank of New York and J.P. Morgan Chase, are directed to immediately release all funds attached pursuant to the Ex-Parte Order of Maritime Attachment issued herein.

Dated: October 9, 2007  
Southport, CT

The Plaintiff,  
FREEPORT MARINE SA

By:   
Nancy R. Peterson (NP 2871)  
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**SO ORDERED:**

  
10/11/07  
U.S.D.J.